

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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ALLSTATE INSURANCE COMPANY; ALLSTATE	:	NO. 5:16-cv-04276-EGS
INDEMNITY COMPANY; ALLSTATE PROPERTY &	:	
CASUALTY INSURANCE COMPANY; ALLSTATE	:	
VEHICLE & PROPERTY INSURANCE COMPANY	:	
	:	
v.	:	
	:	JURY TRIAL DEMANDED
ELECTROLUX HOME PRODUCTS, INC.	:	

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**DEFENDANT, ELECTROLUX HOME PRODUCTS, INC.'S  
PROPOSED VERDICT SHEET - ALMODOVAR**

Defendant, Electrolux Home Products, Inc. ("Electrolux"), by and through its counsel, Nicolson Law Group LLC, respectfully submits the within Proposed Verdict Sheet.

**Strict Liability**

1. Do you find that the Almodovar dryer had a defect that made it unreasonably dangerous when it left Electrolux's control?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 1 "No," you should continue to Question 8. If you answered Question 1 "Yes," you should continue to Question 2.

2. Was the unreasonably dangerous condition of the Almodovar dryer a factual cause of the fire at the Almodovar home and Allstate's damages?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 2 "No," you should continue to Question 8. If you answered Question 2 "Yes," you should continue to Question 3.

3. Was the Almodovar dryer misused after it left Electrolux's control?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 3 "No," you should continue to Question 5. If you answered Question 3 "Yes," you should continue to Question 4.

4. Do you find that the misuse of the Almodovar dryer was a factual cause of the fire at the Almodovar home and Allstate's damages?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 4 "No," you should continue to Question 5. If you answered Question 4 "Yes," you should continue to Question 8.

5. Do you find that the Almodovar dryer was substantially altered after it left Electrolux's control?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 5 "No," you should continue to Question 7. If you answered Question 5 "Yes," you should continue to Question 6.

6. Do you find that the substantial alteration of the Almodovar dryer was a factual cause of the fire at the Almodovar home and Allstate's damages?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 6 "No," you should continue to Question 7. If you answered Question 6 "Yes," you should continue to Question 8.

7. Do you find that Brunilda and Anselmo Almodovar assumed the risk?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 7 "No," you should continue to Question 8. If you answered Question 7 "Yes," you should continue to Question 8.

#### Negligence

8. Do you find that Electrolux was negligent in designing and in providing warnings or instructions for the Almodovar dryer?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 8 "No," you should continue to Question 12. If you answered Question 8 "Yes," you should continue to Question 9.

9. Do you find that Electrolux's negligence in designing and in providing warnings or instructions for the Almodovar dryer was a factual cause of the fire at the Almodovar home and Allstate's damages?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 9 “No,” you should continue to Question 12. If you answered Question 9 “Yes,” you should continue to Question 10.

10. Do you find that Brunilda and Anselmo Almodovar were negligent?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 10 “No,” you should continue to Question 12. If you answered Question 10 “Yes,” you should continue to Question 11.

11. Do you find that Brunilda and Anselmo Almodovar’s negligence was a factual cause of the fire at the Almodovar home and Allstate’s damages?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 11 “No,” you should continue to Question 12. If you answered Question 11 “Yes,” you should continue to Question 12.

#### Damages

12. Did you answer “Yes” to Question 2 and “No” to Questions 4, 6 or 7?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 12 “No,” you should continue to Question 13. If you answered Question 12 “Yes,” you should continue to Question 13.

13. Did you answer “Yes” to Questions 9 and 11?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered Question 13 “No,” you should continue to Question 15. If you answered Question 13 “Yes,” you should continue to Question 14.

14. For each of the parties that you found had acted negligently and whose conduct you found was a factual cause in bringing about Allstate’s damages, you must assign a percentage of fault. You must now decide the degree of negligence for each party you have found responsible for the Almodovar fire and Allstate’s damages. Each party’s degree of fault should be expressed in a percentage so that the total percentages add up to 100.

Percentage attributable to Brunilda and Anselmo Almodovar  
(Answer only if you have answered “Yes” to Questions  
10 and 11 as to Brunilda and Anselmo Almodovar).

\_\_\_\_\_ %

Percentage attributable to Electrolux

(Answer only if you have answered "Yes" to Questions 8 and 9 \_\_\_\_\_%  
as to Electrolux Home Products, Inc.)

**The total must equal 100%.**

Proceed to Question 15.

15. Did you answer "Yes" to Questions 12 or 13?

Yes \_\_\_\_\_ No \_\_\_\_\_

If "No," Allstate cannot recover and you should not answer any further questions and return to the courtroom. If "Yes," proceed to Question 16.

16. State the amount of damages, if any, sustained by Allstate as a result of the Almodovar fire.

\$ \_\_\_\_\_

After you have completed your answers to these questions on the verdict form, signed by your foreperson, please notify the Court Staff that a decision has been reached and you will be called by the Judge back into the Courtroom.

Date: \_\_\_\_\_

\_\_\_\_\_  
JURY FOREPERSON

**IN THE UNITED STATES DISTRICT COURT  
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CASUALTY INSURANCE COMPANY; ALLSTATE	:	
VEHICLE & PROPERTY INSURANCE COMPANY	:	
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v.	:	
	:	JURY TRIAL DEMANDED
ELECTROLUX HOME PRODUCTS, INC.	:	

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing Defendant Electrolux Home Products, Inc.'s Proposed Verdict Sheet, was served electronically on the date stated below, upon the following:

Raymond E. Mack, Esquire  
Patrick A. Hughes, Esquire  
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BY: NICOLSON LAW GROUP LLC

/s/ Melissa L. Yemma  
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*Attorneys for Defendant Electrolux Home  
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DATE: January 15, 2019